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8 Attorneys for Defendant
9 CITY AND COUNTY OF SAN FRANCISCO

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 ANTHONY IMPERIAL,

13 Plaintiff,

14 vs.

15 CITY AND COUNTY OF SAN
16 FRANCISCO,

17 Defendant.

Case No. C 08-05644 CW

**STIPULATED AND ORDER
CONTINUING DEADLINE TO
CONDUCT MEDIATION TO
SEPTEMBER 25, 2009**

18
19 On March 9, 2009, the Court referred the parties to court-sponsored mediation, which was to
20 be completed by June 30, 2009. That same day, Defendant City filed a Motion to Dismiss the First
21 Amended Complaint with prejudice.

22 On March 26, 2009, the Court appointed mediator Jeffrey Goldfien.

23 On April 14, 2009, the Court issued an order taking the Motion to Dismiss under submission,
24 and taking the April 16, 2009 hearing on the Motion and the Case Management Conference off-
25 calendar (Document 23).

26 The parties have met and conferred and agree that scheduling and participating in a mediation
27 before the Court rules on the pending Motion to Dimiss (which could dispose of the entire case)

1 would likely be a waste of the mediator's and the parties' time and resources. Accordingly, the parties
2 request that the Court extend the parties' deadline for completing the mediation (in the event the case
3 is not dismissed with prejudice) to and including September 25, 2009. (Counsel for defendant will be
4 out of the office July 9-17, 2009, and in trial July 27-August 14, 2009). This will allow time after a
5 ruling on the Motion to allow for the exchange of initial disclosures, the holding of a Case
6 Management Conference and the holding of a pre-mediation telephone conference with the mediator.

7 The Court-appointed mediator does not object to the parties' request for a continuance of the
8 mediation deadline.

9 IT IS SO STIPULATED.

10 Dated: May 15, 2009

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Attorney

13 By: /s/ Kimberly A. Bliss
14 Kimberly A. Bliss

15 Attorneys for Defendant CITY AND COUNTY OF
16 SAN FRANCISCO

17 Dated: May 15, 2009

LAW OFFICE OF JOHN E. STRINGER

19 By: /s/ John E. Stringer
20 John E. Stringer

21 Attorney for Plaintiff ANTHONY IMPERIAL

22 Pursuant to General Order 45, §X.B., the filer of this
23 document attests that she has received the concurrence
of this signatory to file this document.

ORDER

Based on the above stipulation, and for good cause appearing, the deadline to conduct a mediation in this case is continued to and including September 25, 2009.

Dated: 5/21/09

CladiealWitt

THE HONORABLE CLAUDIA WILKEN